

## **AGENDA**

### **BOARD OF MAYOR AND ALDERMEN**

**November 28, 2006**

**7:30 PM**

**Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Guinta calls the meeting to order.
2. The Clerk calls the roll.
3. Presentation regarding Manchester's Weed and Seed activities.

#### **CONSENT AGENDA**

4. Mayor Guinta advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

#### **Approve under supervision of the Department of Highways**

- A. PSNH Pole Petition #11-1127 located on Bryant Road;  
PSNH Pole Petition #11-1128 located on Pine Street; and  
PSNH Pole Petition #11-1129 located on Somerville Street.

#### **Informational – to be Received and Filed**

- B. Communication from Leo Bernier, City Clerk, advising that the Manchester City Archives has been awarded a grant of \$8,141 to restore eight (8) volumes of births, marriages and deaths.
- C. Manchester Health Department monthly report summary for November 2006.
- D. Communication from Comcast advising of the 3<sup>rd</sup> quarter of 2006 franchise fee payment in the amount of \$317,582.58.

## **REPORTS OF COMMITTEES**

### **COMMITTEE ON ACCOUNTS, ENROLLMENT AND REVENUE ADMINISTRATION**

- E.** Advising that it has accepted the City's Monthly Financial Statements (unaudited) for the four months ended October 31, 2006 for FY2007 and is forwarding same to the Board for informational purposes.  
*(Note: available for viewing at the Office of the City Clerk and previously forwarded to Mayor and Aldermen.)*  
*(Unanimous except for Alderman Thibault who was absent.)*

- F.** Advising that it has accepted the following Finance Department reports:
- a) department legend;
  - b) open invoice report over 90 days by fund;
  - c) open invoice report all invoices for interdepartmental billings only;
  - d) open invoice report all invoices due from the School Department only;
  - e) listing of invoices submitted to City Solicitor for legal determination; and
  - f) accounts receivable summary.
- (Note: available for viewing at the Office of the City Clerk and previously forwarded to Mayor and Aldermen.)*  
*(Unanimous except for Alderman Thibault who was absent.)*

- G.** Advising that it has accepted a summary of CIP project balances as of September 30, 2006 and is forwarding same to the Board for informational purposes.  
*(Note: available for viewing at the Office of the City Clerk and previously forwarded to Mayor and Aldermen.)*  
*(Unanimous except for Alderman Thibault who was absent.)*

- H.** Recommending that the 1<sup>st</sup> quarter FY2007 write off list for the accounts receivable module be approved as amended in Committee by adjusting the Fire Department total downward by \$1,640.  
*(Unanimous except for Alderman Thibault who was absent.)*

- I.** Advising that it has accepted the current audit report submitted by the Independent City Auditor as enclosed herein.

*(Unanimous except for Alderman Thibault who was absent.)*

## **COMMITTEE ON ADMINISTRATION/INFORMATION SERVICES**

- J.** Recommending that a request from Peter Ramsey of The Palace Theatre to hang a banner across Hanover Street from November 20<sup>th</sup> to December 23<sup>rd</sup> be granted and approved under the direct supervision of the Highway, Risk and Traffic Departments.

*(Unanimous vote)*

## **COMMITTEE ON BILLS ON SECOND READING**

- K.** Recommending that Ordinances:

“Amending Section 33.047 (Probationary Period) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.048 (Advancements Within Pay Range) of the Code of Ordinances of the City of Manchester.”

ought to pass.

*(Unanimous except for Alderman Duval who was absent.)*

- L.** Recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by establishing the Manchester Landfill Groundwater Management Zone (ML-GMZ) Overlay district to monitor groundwater quality in the vicinity of Dunbarton Road and Front Street.”

ought to pass.

*(Unanimous except for Alderman Duval who was absent.)*

- M.** Recommending that Ordinance:

“Amending the Code of Ordinances of the City of Manchester by adding sections and changing language to 70.06, 70.48 and 70.78 providing for Pay and Display Meters, Procedures, Enforcement and Penalties.”

ought to pass and layover as previously amended by the Board and contained herein.

*(Unanimous except for Alderman Duval who was absent.)*

## **COMMITTEE ON PUBLIC SAFETY AND TRAFFIC**

- N.** Advising that it has approved a request of the Library to bag two meters on Amherst Street as temporary handicap parking during the construction period of renovations to the handicap accessible entrance.  
*(Unanimous vote)*
- O.** Recommending that a request from Intown Manchester to allow free parking downtown on Thursday evenings throughout December be approved.  
*(Unanimous vote)*
- P.** Recommending that a request from Marcel's Way for the use of Arms Park on Saturday, April 14, 2007 from 10 AM until 4 PM with a rain date of Sunday, April 15, 2007 for a walkathon and festivities to benefit their cause for Mitochondrial Disorders be granted and approved, under the direct supervision of the City Clerk, Parks, Police, Risk and Traffic Departments.  
*(Unanimous vote)*
- Q.** Recommending that the Board approve a standard crosswalk design for added visibility to be marked with white diagonal lines at a 45-degree angle to the line of the crosswalk.  
*(Unanimous vote)*
- R.** Recommending that regulations governing standing, stopping, parking and operations of vehicles be adopted and put into effect when duly advertised and posted.  
*(Unanimous vote)*

**LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA, A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE APPROVED.**

5. Communication from Diane Prew, Information Services Director, submitting her retirement effective December 29, 2006.  
**A motion is in order to accept the retirement with regrets.**
6. Communication from Victoria Chapman submitting her resignation as a member of the Senior Services Commission.  
**A motion is in order to accept the resignation with regrets.**
7. Nominations to be presented by Mayor Guinta, if available.

### **OTHER BUSINESS**

8. State Legislative update presented by Mayor Guinta, if available.
9. Ordinances: **(A motion is in order to read by titles only.)**

“Amending Section 33.047 (Probationary Period) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.048 (Advancements Within Pay Range) of the Code of Ordinances of the City of Manchester.”

“Amending the Zoning Ordinance of the City of Manchester by establishing the Manchester Landfill Groundwater Management Zone (ML-GMZ) Overlay district to monitor groundwater quality in the vicinity of Dunbarton Road and Front Street.”

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

“Amending the Code of Ordinances of the City of Manchester by adding sections and changing language to 70.06, 70.48 and 70.78 providing for Pay and Display Meters, Procedures, Enforcement and Penalties.”

**These Ordinances having had their second reading by titles only the question is on passing same to be Enrolled.**

10. Mayor Guinta advises a motion is in order to recess the meeting to allow the Committee on Accounts, Enrollment and Revenue Administration to meet.
11. Mayor Guinta calls the meeting back to order.
12. Report of the Committee on Accounts, Enrollment and Revenue Administration, if available.  
**Ladies and Gentlemen, what is your pleasure?**
13. Communication from Joan Porter, Tax Collector, requesting authorization to allow prepayment of property taxes pursuant to RSA 80:52-a.  
**Ladies and Gentlemen, what is your pleasure?**
14. Communication from Randy Sherman, Interim Finance Officer, requesting that approximately \$50,000.00 be set aside in Contingency due to the severance payout to the former Finance Officer.  
**Ladies and Gentlemen, what is your pleasure?**
15. Communication from Randy Sherman, Interim Finance Officer, in response to questions raised by the Board relative to parking revenues generated from the Jac-Pac property.  
**Ladies and Gentlemen, what is your pleasure?**
16. Communication from Tim Clougherty, Chief Facilities Manager, in response to questions raised by the Board relative to whether HB 248 was explored regarding school funding and reimbursement of costs associated with the School Design Build project.  
**Ladies and Gentlemen, what is your pleasure?**
17. Ordinances: **(A motion is in order to read by titles only.)**

“Amending Section 33.047 (Probationary Period) of the Code of Ordinances of the City of Manchester.”

“Amending Section 33.048 (Advancements Within Pay Range) of the Code of Ordinances of the City of Manchester.”

“Amending the Zoning Ordinance of the City of Manchester by establishing the Manchester Landfill Groundwater Management Zone (ML-GMZ) Overlay district to monitor groundwater quality in the vicinity of Dunbarton Road and Front Street.”

“Amending the Zoning Ordinance of the City of Manchester by establishing the Lake Massabesic Protection Overlay District (LMPOD) to protect the Lake Massabesic drinking water supply in the City of Manchester.”

**These Ordinances having had their third and final reading by titles only the question is on passing same to be Ordained.**

### **TABLED ITEMS**

**A motion is in order to remove any of the following items from the table for discussion.**

- 18.** Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the B-2 (General Business) zoning district to include property currently zoned IND (Industrial) located on the south side of Gold Street east of the former Lawrence Branch of the B&M Railroad and including the following three lots Tax Map 875-14, 875-15, 875-16.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)  
(Tabled 09/05/2006)*

- 19.** Report of the Committee on Bills on Second Reading recommending that Ordinance:

“Amending the Zoning Ordinance of the City of Manchester by extending the R-3 (Urban Multi-family) zoning district to include property currently zoned R-1B (Single-family) located on a portion of Tax Map 691 Lot 143-1 that will be on the north side of a proposed Gold Street Bypass and adjacent to Bradley Street and the New St. Augustin’s Cemetery.”

ought to pass.

*(Aldermen Duval, Lopez, Garrity and Pinard recorded in favor; Alderman Gatsas opposed.)  
(Tabled 09/05/2006)*

- 20. NEW BUSINESS**

- a) Communications
- b) Aldermen

- 21.** If there is no further business, a motion is in order to adjourn.